

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The American Academy of Neurology)	Opposition No. 91168906
)	
Opposer)	Mark: BRAIN MATTERS
)	
v.)	Serial No. 78/321,810
)	
The Brain Matters Inc.,)	Filing Date: 10/31/2003
)	
Applicant)	Published: 12/20/2005
)	

STIPULATED MOTION TO EXTEND DEADLINES

The parties in the above-captioned matter respectfully request that the Board extend the closing date for the discovery period:

1. The period for discovery to close January 29, 2007
2. Testimony period for party in position March 24, 2007
of Plaintiff to close (opening thirty (30)
days prior thereto)
3. Testimony period for party in position May 24, 2007
of Defendant to close (opening thirty
(30) days prior thereto)
4. Rebuttal testimony period to (opening July 7, 2007
fifteen (15) days prior thereto)

The parties are currently engaged in discovery in this matter and find it necessary to extend the discovery period to accommodate scheduling for depositions.

Both parties, by and through their attorneys of record, join in this motion.

///

///

RESPECTFULLY SUBMITTED;

OPPENHEIMER WOLFF & DONNELLY LLP

By


Edward M. Laine

Erika S. Koster

David A. Prange

3400 Plaza VII Building

45 South Seventh Street

Minneapolis, Minnesota 55402

Telephone: (612) 607-7000

Dated: January 10, 2007

ATTORNEYS FOR OPPOSER
AMERICAN ACADEMY OF NEUROLOGY

CERTIFICATE OF SERVICE


I hereby certify that on the 10th day of January, 2007, a true and correct copy of the foregoing STIPULATED MOTION TO EXTEND DEADLINES was served by depositing a true and correct copy thereof in the United States mail in a sealed envelope with postage thereon fully prepaid, addressed as follows:

Carole K. Jeffery
GARLIN DRISCOLL HOWARD, LLC
Attorney for Defendants
245 Century Circle, Suite 101
Louisville, Colorado 80027

I also certify that on the 10th day of January, 2007, the foregoing STIPULATED MOTION TO EXTEND DEADLINES was filed with:

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
Madison East, Concourse Level Room C 55
600 Dulany Street
Alexandria, VA 22314

Executed on 10th day of January, 2007.


Kathleen Peterson



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OPPENHEIMER WOLFF & DONNELLY LLP
Plaza VII, Suite 3300
45 South Seventh Street
Minneapolis, MN 55402-1609
www.Oppenheimer.com

Direct: (612) 607-7263
Main: (612) 607-7000
Fax: (612) 607-7100
E-Mail: DPrange@oppenheimer.com

February 6, 2007

Via Facsimile

Veronica White
Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
Madison East, Concourse Level Room C 55
600 Dulany Street
Alexandria, VA 22314

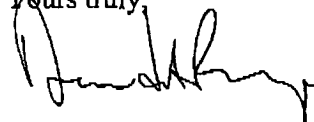
Re: The American Academy of Neurology v. The Brain Matters Inc.
Opposition No. 91168906
Mark: BRAIN MATTERS
Serial No. 78/321,810
Filing Date: 10/31/2003
Published: 12/20/2005

Dear Ms. White:

Based on your request to me in our telephone conversation of today's date regarding a stipulated motion of the parties that does not appear reflected on the TTAB record, I enclose with this facsimile the Stipulated Motion to Extend Deadlines signed January 10, 2007, as well as the Federal Express record indicating its delivery to the United States Patent and Trademark Office on January 11, 2007. If you can see that it is considered, I would appreciate your time in attending to this matter.

Should you have any further questions, please feel free to call.

Yours truly,



David A. Prange

DAP/kp
Enclosures
cc: Carole Jeffery, Esq.

OPPENHEIMER

OPPENHEIMER WOLFF & DONNELLY LLP

Plaza VII
45 South Seventh Street, Suite 3300
Minneapolis, Minnesota 55402-1609

www.Oppenheimer.com

Main: (612) 607-7000

Fax: (612) 607-7100

FAX COVER LETTER

February 6, 2007

From: David A. Prange
Direct Dial: 612-607-7263
E-Mail: dprange@oppenheimer.com
Re: American Academy of Neurology v. Brain Matters
Opposition No. 91168906

Completed by : Kathy Peterson / 7209

<i>TO</i>	<i>COMPANY</i>	<i>PHONE NO.</i>	<i>FAX NO.</i>
Veronica White	Trademark Trial and Appeal Board	571-272-4320	571-273-4320
Carole K. Jeffery, Esq.	Garlin Driscoll & Howard LLC	303-926-4222	303-926-4224

Comments:

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